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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/816,620	03/23/2001	Patrik Anderson	AXISP006	7165
28436	7590	08/12/2004	EXAMINER	
IP CREATORS P. O. BOX 2789 CUPERTINO, CA 95015			LE, HIEU C	
			ART UNIT	PAPER NUMBER
			2142	

DATE MAILED: 08/12/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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Office Action Summary	Application No. 09/816,620	Applicant(s) ANDERSON ET AL. 	
	Examiner Hieu c. Le	Art Unit 2142	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-4 and 6-14 is/are rejected.
- 7) ☒ Claim(s) 5 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____. |

Claim Rejections - 35 USC § 112

1. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

2. Claims 1,9 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention.

Claim 1 recites "means for connecting said meta information regarding said selected image to the digital image file in connection with an image information acquiring operation" in lines 7-8. There is no disclosure in the specification "connecting said meta information regarding said selected image to the digital image file in connection with an image information acquiring operation".

As to claim 9 refer to claim 1 rejection.

3. The drawings are objected to under 37 CFR 1.83(a). The drawings must show every feature of the invention specified in the claims. Therefore, the "means for connecting said meta information regarding said selected image to the digital image file in connection with an image information acquiring operation" in claims 1-14 (refer to paragraph 2) must be shown or the feature(s) canceled from the claim(s). No new matter should be entered.

Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

5. Claims 1-4, 6-14 are rejected under 35 U.S.C. 102(b) as anticipated by Takeshi, Ogaki (EP 0748107).

As to claim 1, [as best understood by the Examiner] Takeshi discloses a system connecting an image information acquiring means to a data network for transmitting image information acquired means a digital image file in an image information acquiring operation by said image information acquiring means (Fig. 1), to said data network comprising:

an input device for input of meta information regarding a selected image, which comprises image information acquirable by said image information acquiring means [information such as document name, document sender, destination (meta information) are input from a keyboard of a terminal using a screen shown in Fig. 6, the information is related a paper document scanned by a scanner (image information acquired by acquiring means) (col. 6, lines 32- col. 7, line 6)].

means for connecting said meta information regarding said selected image to the digital image file in connection with an image information acquiring operation whereby said image information acquiring means acquires the image information of said selected image (col. 7, lines 46-59)] and

means for transmitting said meta information regarding said selected image and the digital image file to said data network (col. 7, lines 3-6).

As to claim 2, Takeshi further disclose wherein the image information acquiring means comprises a scanning device (Fig. 1, item 4).

As to claim 3/1 or 2, Takeshi further disclose further comprising means for requesting the input of said meta information responsive to a selected image [an operation screen shown in Fig. 6 (means for requesting the input of meta information) is used to input sender, destination, document name (meta information) for a selected document image (col. 6, line 49-col. 7, line 2)].

As to claim 4, Takeshi further disclose further comprising means utilizing a control file for dynamic control of the requesting of the meta information (col. 1, lines 19-32).

As to claim 6, Takeshi further disclose further comprising means for controlling the format of the meta information transmitted to the data network [specifying a machine for inputting a document to be related (meta information) either as an electronic document or paper document (format) (col. 6, lines 14-21)].

As to claim 7, Takeshi further discloses wherein the input device is a keyboard (col. 6, lines 41-43).

As to claim 8, Takeshi further disclose further comprising means for displaying requests (col. 4, lines 40, Fig. 6).

As to claim 9, refer to claim 1. Takeshi further discloses,
requesting meta information regarding the selected image [an operation screen shown in fig. 6 is used to request input from user about a selected image, the input is

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sender destination, document name (meta information) for the selected document image (col. 6, line 49-col. 7, line 2)

inputting, in response to the requesting the meta information by means of an input device (col. 6, lines 37-39).

As to claim 10, refer to claim 2.

As to claim 11, refer to claim 4.

As to claim 12, Takeshi further disclose wherein the control file is editable by an Administrator (Fig. 1, item 14) .

As to claim 13/9, or 10 or 11 or 12, refer to claim 6.

As to claim 14/9, or 10 or 11 or 12 or 13, Takeshi further disclose further comprising the step of validating the inputted information [the user confirming the image information read from the scanner (input information) (col.10, lines 30-32)].

Allowable Subject Matter

6. Claim5 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.


7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hieu Le whose telephone number is (703) 306-3101. The examiner can normally be reached on Monday to Friday from 7:30 AM to 4:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jack Harvey, can be reached on (703) 305-9705. The fax phone number for this Group is (703) 308-9051.

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3900.

Hieu Le


JACK B. HARVEY
SUPERVISORY PATENT EXAMINER